

# WEBB COUNTY, TEXAS

## COMMISSIONERS COURT AGENDA

LOUIS H. BRUNI Webb County Judge (956) 523-4600

FRANK SCIARAFFA Commissioner, Precinct 1 (956) 523-4660

JUDITH G. GUTIERREZ Commissioner, Precinct 2 (956) 523-4624

JERRY GARZA Commissioner, Precinct 3 (956) 523-4625

CINDY CORTEZ BRUNNER Commissioner, Precinct 4 (956) 523-4652

MARGIE IBARRA Webb County Clerk (956) 523-4251

HOMERO RAMIREZ Webb County Attorney (956) 523-4044

LEO FLORES Webb County Auditor (956) 523-4016

## **PUBLIC NOTICE**

COMMISSIONERS COURT MEETING
Webb County Courthouse
1000 Houston Street, 2<sup>ND</sup> Floor
Laredo, Texas 78040
January 9, 2006 at 1:00 p.m. and continuing
January 10, 2006 at 1:00 p.m. if necessary

- 1. Call to order by the Honorable County Judge, Louis H. Bruni
- 2. Roll call by the Honorable County Clerk, Margie Ibarra
- **3.** Pledge of Allegiance
- **4.** Approval of Minutes November 14,2005, November 21, 2005 November 28, 2005 & December 12, 2005
- 5. Approval of Bills, Payroll and Monthly Reports
- **6.** Communications
- 7. Public Comment- This section provides the public the opportunity to address the Commissioners Court on any items on the Agenda. Members of the public wishing to participate must complete a Witness Card specifying which agenda item they wish to comment on. Each public member will be allowed a total of three (3) minutes within which to make any/all public comments.

#### COURT TO DISCUSS AND ACT ON THE FOLLOWING:

#### HONORABLE LOUIS H. BRUNI, WEBB COUNTY JUDGE

- 8. Discussion and possible action to award bid number 2006-10, sale of Webb County Detention Center, TWO HUNDRED NINETY FOUR AND 24/100 acres, legally described in the County of Webb, State of Texas, in Porciones 23, 24, and 25, to the highest bidder and authorizing the county judge to execute any and all relevant documents pursuant to Texas Local Government Code, Section 263.007 sale or lease of real property through the sealed bid procedure.
- **9.** Regarding Webb County Secondary Water Project: status on water-well on the Carrizo Wilcox Aquifer.
- 10. Status on litigation regarding proposed "Ponderosa" land fill with discussion and possible action to direct attorneys representing Webb County in said litigation to continue or withdraw and remove Webb County as a party litigant as Commissioners Court may deem appropriate, and any other matters incident thereto. Executive Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney)
- 11. Status report on Lake Casa Blanca Dam problem as identified by TCEQ, Webb County's response to the same, with discussion and possible action to direct staff to take action as necessary to implement the proposed construction schedule for repairs to the dam, and any other matters incident thereto.
- **12.** Discussion and possible action to direct the Webb county Purchasing Agent to prepare and publish requests for qualifications for a permanent Human Resources Department Director, and any other matters incident thereto.

## HONORABLE FRANK SCIARAFFA, COMMISSIONER PCT. 1

**13.** Discussion and possible action to name the newly constructed JP Building in South Webb County the "Jesus 'Chuy' Salazar Justice Center" and any other matters incident thereto.

## **HONORABLE JUDITH G. GUTIERREZ, COMMISSIONER PCT. 2**

**14.** Discussion and Possible Action Authorizing the Purchasing Agent to advertise for "Request for Proposals" for Architectural and Engineering Services to design the Community Park at the Self Help Center on Hwy 359.

**15.** Discussion and Possible Action Authorizing the Road & Bridge Dept. to collect "Domestic Garbage" at D-5 Acres, Laredo Ranchettes and Ranchitos 359 twice a week.

#### **HONORABLE JERRY GARZA, COMMISSIONER PCT.3**

- **16.** Discussion and possible action to appoint Mr. Rene De La Vina to the Webb County Grievance Committee.
- **17.** Discussion and possible action to authorize the purchasing agent to extend the solicitation of the RFQ's for Public Information Officer for 30 days.
- **18.** Discussion and possible action to authorize the purchasing agent to solicit RFQ's for the position of Human Resources Director.

#### HONORABLE CINDY BRUNNER COMMISSIONER PCT.4

- 19. Update on the latest developments related to the I-69 Highway Corridor in Texas.
- 20. Status report on the CEAP Grant as of December 31, 2005.

#### **COMMISSIONERS COURT**

21. Discussion and possible action to direct staff to undertake administrative preparations as necessary for bond issuance series 2006; schedule a Commissioners Court workshop for the determination of scope of bond issuance and priority of projects; and, any other matters incident thereto.

MEDIA BREAK	

#### **COMMUNITY ACTION AGENCY**

**22.** Discussion and Possible action to ratify the additional funding awarded to the Rural Transportation Program in the amount of \$27,593.00 FY- 2005.

### HONORABLE HOMERO RAMIREZ, WEBB COUNTY ATTORNEY

- 23. Discussion and possible action to enter into an individual Cooperative Working Agreement with the Serving Children and Adolescents in Need (SCAN) beginning on August 1, 2005 and ending July 31, 2006, to allow SCAN to coordinate and provide advocacy skills training services through its "Juntos Podemos Advocacy Skills Training Program" for referrals made by the Webb County Head Start Program to SCAN during the term of the Agreement and authorizing the County Judge to sign all relevant documents. [Requested by Head Start Program]
- 24. Discussion and possible action to enter into a lease agreement effective upon execution for Property located at 4420 Old Santa Maria Rd (Old Mother Cabrini Center) in the City of Laredo, for a nominal fee of ONE DOLLAR (\$1.00), for an elder nutrition center and authorizing the County Judge to sign all relevant documents and any matters incident thereto.
- 25. Discussion and possible action to enter into a thirty-six (36) month (December 12, 2005 through December 11, 2008) Equipment Rental Agreement with IKON Office Solutions for File-magic Quick Find Software at a monthly cost of ONE HUNDRED AND EIGHT-FIVE DOLLARS (\$185.00) with a total cost of SIX THOUSAND SIX HUNDRED AND SIXTY DOLLARS (\$6,660.00) over the lease term for the Webb County Tax Office and authorizing the County Judge to sign all relevant documents. [Requested by Webb County Tax Office, Account No. 001-0700-6022 (Professional Services)]

- **26.** Discussion and possible action to enter into one (1) year agreements with Trimble Navigation Limited through GeoShack, Inc. for:
  - 1. Three (3) extended limited warranties for 4600 Receivers at ONE HUNDRED AND FIFTY DOLLARS (\$150.00) each to equal FOUR HUNDRED AND FIFTY DOLLARS (\$450.00)
  - 2. One (1) Survey Controller Extended Warranty at FIVE HUNDRED AND EIGHTY DOLLARS (\$580.00)
  - 3. One (1) software support agreement at SIX HUNDRED AND FIFTY DOLLARS (\$650.00)
  - 4. One (1) GeoXT Data Collector at THREE HUNDRED NINETY-FIVE DOLLARS (395.00)
  - 5. One (1) GeoXT Software Upgrade at ONE HUNDRED FIFTY DOLLARS (\$150.00)
    - for a total of TWO THOUSAND TWO DOLLARS AND EIGHTY CENTS (\$2,002.80) over the term, seeking a discretionary exemption to the competitive bidding statute (Local Gov't Code section 262.024(a)(7) (Sole Source), and authorizing the County Judge to execute all relevant documents. [Requested by Planning Department, Account No. 010-102-6402 (Repairs and Maintenance Equipment)]
- 27. Discussion and possible action to enter into a contract with RWL GROUP as insurance consultants from March 15, 2006 through March 15, 2007 at monthly cost of THREE THOUSAND DOLLARS (\$3,000.00) for review and monitoring of property casualty insurance and consulting assistance in the procurement of Employee Benefits, including plan survey, specifications and bidding process.
- 28. Discussion and possible action to approve the acceptance of the Edward Byrne Memorial Grant Award (DB-03-A10-17436-02) from the State of Texas, Office of the Governor, Criminal Justice Division for the Laredo Multi-Agency Narcotics Task Force in the amount of FOUR HUNDRED AND SEVENTY-TWO THOUSAND FIVE HUNDRED AND FORTY-FIVE DOLLARS (\$472,545.00). Grant monies will pay for salaries, travel and training, equipment, and supplies of the Task Force and authorizing the County Judge to sign all relevant documents. [Requested by Webb and Zapata County District Attorney Laredo Multi-Agency Narcotics Task Force, Account No. 297-1100-3532 (Cash Match) and 297-1100-3501 (Grant Revenue)]

- 29. Discussion and possible action to enter into a one (1) year (January 27, 2006 through January 26, 2007) parts and labor extended warranty with Allegheny Paper on a Paper Shredder located at the Records Management Department at a cost of THREE THOUSAND AND EIGHTY FIVE DOLLARS (\$3,085.00), seeking a discretionary exemption to the competitive bidding statute (Local Gov't Code section 262.024(a)(7) (Sole Source), and authorizing the Count Judge to execute all relevant documents. [Requested by MIS Department, Account Nos. 001-0500-6402 & 008-0101-6402 (Repairs and Maintenance)]
- 30. Discussion and possible action to enter into a twenty-four (24) month Software License/Customer Support Agreement and Hardware Maintenance Agreement with Megatronics International Corporation (MTI), for the Fuel management System installed at the Webb County Road and Bridge Facility to be effective January 1, 2006 through December 31, 2007 in an annual amount of FOUR THOUSAND SEVEN HUNDRED AND FORTY-TWO DOLLARS (\$4,742.00) for a total cost of NINE THOUSAND FOUR HUNDRED AND EIGHTY FOUR DOLLARS (\$9,484.00) over the term of the Agreement, seeking a discretionary exemption to the competitive bidding statute (Local Gov't Code section 262.024(a) (7) (Sole Source), and authorizing the County Judge to execute all relevant documents. [Requested by Road and Bridge Department, Account No. 010-7001-6402 (Maintenance to Equipment)].
- 31. Discussion and possible action to enter into a one (1) year computer hardware equipment and services agreement with AT&T DataComm beginning December 1, 2005 through November 30, 2006 for maintenance of Cisco Smart Net with an annual cost of TWENTY-ONE THOUSAND SEVEN HUNDRED AND FIVE DOLLARS AND SIXTY CENTS (\$21,705.60) and authorizing the County Judge to sign all relevant documents. [Requested by Management Information Systems, Account No. 001-0500-6402]
- **32.** Discussion and possible action to enter into Third Party Funding Agreements as follow:

#### **General Fund**

Webb County Soil & Conservation District #337

\$4.000.00

**Hotel Motel** 

LIFE Downs \$3,400.00

and authorizing the County Judge to execute all relevant documents.

- 33. Discussion and possible action to accept one (1) right of way, out of Los Altos Subdivision, one (1) right-of-way out of Tanquecitos II Subdivision, one (1) right-of-way out of Pueblo Nuevo Subdivision, 2 rights-of-way out of Ranchitos IV Los Minerales Subdivision, 1 right-of-way out of Penitas West Subdivision 4 rights-of-way out of Los Centenarios Subdivision and one (1) right-of-way out of Los Mesquites Subdivision, and authorizing the County Judge to sign all relevant documents.
- **34.** Discussion and possible action to accept 3 rights of way, out of Tanquecitos I Subdivision, 3 rights-of-way out of Pueblo Nuevo Subdivision, 2 rights-of-way out of Ranchos Penitas West Subdivision, 2 rights-of-way out of Ranchos Los Centenarios Subdivision, and authorizing the County Judge to sign all relevant documents.
- 35. Discussion and possible action to enter into an construction services contract with CG Construction d/b/a CC Construction., for the Penitas Community Center (Fred and Anita Bruni Community Center) in the amount not to exceed FOUR HUNDRED FORTY ONE THOUSAND EIGHT HUNDRED THIRTY- SIX DOLLARS AND SEVEN CENTS (\$441,836.07) and authorizing the County Judge to sign all relevant documents.
- 36. Discussion and possible action to enter into an engineering contract with Arcadis Engineering for the Design of a Paving and Storm Drainage Project in the Penitas West Colonia in the amount of FOUR HUNDRED AND FIFTY ONE THOUSAND ONE HUNDRED NINETY FOUR DOLLARS (\$451,194.00) which represents 9.3% of estimated construction costs as funded by the TXDOT Border Colona Access Program and authorizing the County Judge to sign all relevant documents.
- 37. Discussion and possible action to enter into an engineering contract with Foster Engineering for platting and the design for construction of water improvements, home to line sanitary sewer connections and road improvements for the "Felix Vela Tract" in the amount of ONE HUNDRED TWENTY FOUR THOUSAND ONE HUNDRED SEVETY-THREE DOLLARS (\$124,173.00) and authorizing the County Judge to sign all relevant documents.
- 38. Discussion and possible action to enter into an engineering contract with Foster Engineering for the Design of a Paving and Storm Drainage Project in the Tanquesitos I & II Colonia in the amount of TWO HUNDRED SIX THOUSAND SIX HUNDRED SEVENTY-TWO DOLLARS (\$206,672.00) which represents 14.2% of estimated construction costs as funded by the TxDOT Border Colona Access Program and authorizing the County Judge to sign all relevant documents.

- 39. Discussion and possible action to enter into an engineering contract with Mejia Engineering for the Design of a Paving and Storm Drainage Project in the Los Altos Colonia in the amount of ONE HUNDRED AND ELEVEN THOUSAND NINE HUNDRED THIRTY THREE DOLLARS (\$111,933.00) which represents 14.2% of estimated construction costs as funded by the TxDOT Border Colona Access Program and authorizing the County Judge to sign all relevant documents.
- 40. Discussion and possible action to enter into an engineering contract with Puig Engineering for the Design of a Paving and Storm Drainage Project in the Old Milwaukee East & West Colonia in the amount of SIXTY EIGHT THOUSAND THREE HUNDRED SIXTY-FOUR DOLLARS (\$68,364.00) which represents 14.2% of estimated construction costs as funded by the TxDOT Border Colona Access Program and authorizing the County Judge to sign all relevant documents.
- 41. Discussion and possible action to enter into an engineering contract with Sherfey Engineering for the Design of a Paving and Storm Drainage Project in the San Carlos 1&2 Colonia in the amount of TWO HUNDRED AND FORTY EIGHT THOUSAND SIX HUNDRED SIXTY ONE DOLLARS (\$248,661.00) which represents 14.2% of estimated construction costs as funded by the TxDOT Border Colona Access Program and authorizing the County Judge to sign all relevant documents.
- **42.** Discussion and possible action to enter into an engineering contract with TEC Engineering for the Design of a Paving and Storm Drainage Project in the D-5 Acres Colonia in the amount of THIRTY ONE THOUSAND FIVE HUNDRED FIFTY FOUR DOLLARS (\$31,554.00) which represents 10.8% of estimated construction costs as funded by the TxDOT Border Colona Access Program and authorizing the County Judge to sign all relevant documents.
- 43. Discussion and possible action to enter into an engineering contract with TEC Engineering for the Design of a Paving and Storm Drainage Project in the Los Ranchitos 359 Colonia in the amount of THIRTY SEVEN THOUSAND FIVE HUNDRED FORTY TWO DOLLARS (\$37,542.00) which represents 8.1% of estimated construction costs as funded by the TxDOT Border Colona Access Program and authorizing the County Judge to sign all relevant documents.

## **HONORABLE JOE RUBIO, DISTRICT ATTORNEY**

**44.** Discussion and possible action of approval to grant the County Auditor, authority to expend funds from the cooperative agreement between the Laredo District Office of the DEA and Webb County District Attorney's Office HIDTA Task Force.

#### **ECONOMIC DEVELOPMENT**

**45.** Discussion and possible action to give authorization to the Economic Development Director to fill slot #1912 (Neighborhood Initiative Coordinator) for the remaining grant period to end September 30, 2006 at a salary of not to exceed \$25,000.00, effective January 10, 2006. (Acct. # 503-0111-5001)

#### **ELECTIONS**

- **46.** Discussion and possible action to authorize a Joint Contract by and among the County Democratic Chair, the County Republican Chair, and the County Elections Administrator for the conduct and supervision of the Webb County Joint Primary Election on March 7, 2006 and the Joint Primary Runoff Election, if necessary, on April 11, 2006.
- **47.** Discussion and possible action to authorize and establish the Main and Temporary Branch Early Voting Polling Sites for the March 7, 2006 Joint Primary Elections within Webb County, Texas pursuant to Chapter 85, Texas Election Code.
- **48.** Discussion and possible action to fill vacant slot # 046, Assistant Specialist, at \$ 10.69 per hour to be charged to the Elections Administration Payroll Account # 001-0107-5001.

#### **ENGINEER**

- **49.** Discussion and Possible Action Authorizing Change Order No. 3 to Gilbert Texas Construction, Inc. for 50 additional days to their contract for the TXDOT Border Colonias Access Program Rio Bravo Paving Project Phase II.
- **50.** Discussion and Possible Action Authorizing Change Order No. 1 to Zertuche Construction, Inc. for 9 additional days to their contract for the Villa Antigua Border Heritage Museum and Parking Improvements Project.
- 51. Discussion and Possible Action Authorizing Amendment No. 1 to Sherfey Engineering in the amount of \$2,672.50 for additional engineering fees to their contract for the Texas Water Development Board (TWDB) Economically Distressed Action Program (EDAP) El Cenizo Wastewater Collection, Lift Stations and Force Main Project.

- **52.** Discussion and Possible Action Authorizing Contract Amendment No. 5 to CH2MHILL, increasing the contract price by \$80,000.00 for additional engineering to prepare the plans and specifications for the Re-bid of the Raw Water Intake, Cleaning & Reconstruction of Water Ponds and Electrical Controls for the 2.4 million gallon per day Water Treatment Plant. The contract will increase from \$1,730,480.00 to \$1,810,480.00. This is subject to Texas Water Development Board's approval.
- **53.** Discussion and Possible Action Authorizing Final Payment and Retainage to Gilbert Texas Construction, Inc. in the amount of \$100,114.15 for the TXDOT Border Colonias Access Program El Cenizo Paving Project.
- **54.** Discussion and Possible Action Authorizing Final Payment and Retainage to Caldwell Tanks Inc., in the amount of \$51,438.56 for the construction of an Elevated Tank in the City of El Cenizo. This is subject to Texas Water Development Board's approval.
- **55.** Discussion and Possible Action Authorizing Change Order No. 3 to Gilbert Texas Construction, Inc. in the amount of \$3,870.00 for the TXDOT Border Colonias Access Program El Cenizo Paving Project. The amended contract amount would be \$2,019,016.90 (\$2,015,146.90 + \$3,870.00.
- **56.** Discussion and Possible Action Authorizing Final Payment and Retainage to CG Construction, Inc. in the amount of \$13,649.75 for the LIFE DOWNS Administration Building and Stage Canopy.

## **HEADSTART**

- **57.** Discussion and possible action to fill slot # <u>1671</u>, full-time Cook (40 hrs/week for 10 months) with an annual salary of \$14,626, effective January 10, 2006 through May 28, 2006 for a total prorated salary of \$7,312.80.
- **58.** Discussion and possible action to fill slot # 1699, 1701, and 1696, part-time Substitute Teacher (15 hrs/week for 10 months) with an annual salary of \$4,658, effective January 10, 2006 through May 19, 2006, for a total prorated salary of \$3,249.
- **59.** Discussion and possible action to fill slot # 1598, AA Teacher Assistant (40 hrs/week for 10 months) with an annual salary of \$16,039, effective January 10, 2006 through May 26, 2006 for a total prorated salary of \$8,020.

#### **PURCHASING**

- **60.** Discussion and possible action to authorize CG Construction in the amount of \$24,690.00 to provide materials and labor to perform the alterations necessary at the Webb County Justice center to comply with ADA requirements. ACC# 001-0105-6032-04
- **61.** Discussion and possible action to award a purchase order contract for eleven (11) computers from Lenovo in the amount of \$19,365.72 and eleven (11) licenses in the amount of \$968.00 from Valcom computers, total \$20,333.72 for the County Clerks Office, account number 009-1120-8404.

#### **EXECUTIVE SESSION**

- 62. Discussion and possible action to be taken regarding a Road & Bridge Department employee who is related within the third degree of consanguinity to the superintendent in apparent violation of Section 3.04 of the Texas Personnel Policies manual. Executive Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney) and 551.074 (Personnel Matters).
- **63.** Discussion and possible action to adopt an order containing the following or substantially similar language:

"As authorized by Section 32(b) of House Bill 633 as passed in the regular session of the 79<sup>th</sup> Legislature and signed into law on June 17, 2005 the Webb County Commissioners Court orders that until the first pay period beginning on or after January 1, 2007, the County exclude from membership in the Texas County and District Retirement System as a class those persons who fill a non-temporary Position or office in the County or in a Community Supervision and Corrections Department Participating through the County that normally requires services from The person for less than 900 hours per year."

Closed session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney).

**64.** Adjournment

The Webb County Commissioners Court hereby reserves the right to go into executive session at any time during this public meeting, if such is requested by the County Attorney or other legal counsel for the County, pursuant to his or her duty under Section 551.071(2) of the Government Code, to consult privately with his or her client on an item on the agenda, or on a matter arising out of such item.

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5 DISABII IT	Y ACCESS S	STATEMENT <

Persons with disabilities who plan to attend this meeting and who may need auxiliary aid of service such as interpreters for persons who are deaf or hearing impaired, readers, or need large print are requested to contact the court administrator at (956) 523-4622.

DATED THIS	DAY OF JANUA	RY, 2006	
Bv:			
YOLANDA L. C COURT ADMIN	ARRILLO NISTRATOR		
	CERTIFICATION OF	F NOTICE AND P	<u>OSTING</u>
meeting of the We said notice, and th board at the Court accessible to the g	at I posted a true and house door of Webb general public at all ti	ioners Court, is a d correct copy of s County, Texas, a mes on thee remained so pos	true and correct copy of said notice on the bulleting tables a place readily and of sted continuously for at
DATED THIS	DAY OF		, 2006
COUNTY CLERK,	WEBB COUNTY, T	EXAS	
BY:			